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9 UNITED STATES MAGISTRATE COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,)	No. CR 07-00488 CW
13 Plaintiff,)	[PROPOSED] ORDER EXCLUDING
14 v.)	TIME UNDER THE SPEEDY TRIAL
15 ANDRE MATTHEWS, et al.,)	CLOCK AS TO DEFENDANT
16 Defendant.)	MATTHEWS (18 U.S.C. § 3161(h)(8)(A)
		and (h)(8)(B)(iv))

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19 **[PROPOSED] ORDER**

20 This matter came before the Court in San Francisco on August 15, 2007 at 9:30 a.m. The
 21 defendant was arraigned on a single count indictment. The Court set the matter for a first
 22 appearance in District Court in Oakland on September 5, 2007 at 2:30 p.m. The parties agreed
 23 and the Court found that an exclusion of time under the Speedy Trial Act to August 31, 2007 was
 24 warranted to allow for the effective preparation of counsel.

25 **IT IS HEREBY ORDERED** that the period of time between August 15, 2007 and
 26 September 5, 2007 is excluded from the Speedy Trial Clock because failure to grant such an
 27 exclusion would deny counsel for the defendant the reasonable time necessary for effective
 28 preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §

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3161(h)(8)(B)(iv). The Court finds that the “ends of justice served by the granting of such
1 continuance outweigh the best interests of the public and the defendant in a speedy trial.” See 18
2 U.S.C. § 3161(h)(8)(A).

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4 DATED: August 20, 2007
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